



US Army Corps
of Engineers
Seattle District

Public Notice of Application for Permit

Regulatory Branch
Post Office Box 3755
Seattle, Washington 98124-3755
Telephone (206) 764-3495
ATTN: Jessica Winkler, Project Manager

Public Notice Date: June 23, 2005
Expiration Date: July 23, 2005
Reference: 200500421
Name: Port of Seattle

Interested parties are hereby notified that an application has been received for a Department of the Army permit in accordance with Section 10 of the Rivers and Harbors Act of 1899, and Section 404 of the Clean Water Act for certain work described below and shown on the enclosed drawings.

APPLICANT: Port of Seattle
Post Office Box 1209
Seattle, Washington 98111
ATTN: Ann Kenny
Telephone: (206) 728-3127

LOCATION: At Fishermen's Terminal in the Lake Washington Ship Canal, at Seattle, Washington.

WORK: Replace and reconfigure docks 5-10, a linear public-use dock and a small multi-use dock as shown on the enclosed project drawings. The existing configuration consists of 256 slips ranging in size from 30 ft to 58 ft and 1,925 ft of side tie moorage, while the proposed configuration would consist of a total of 168 slips ranging from 40 ft to 100 ft (166 of which would range from 40 ft to 65 ft) in addition to 2,892 linear feet of side tie moorage. The project will include the removal of 1,075 piling and the placement of 290 steel piling ranging in diameter from 12 in to 20 in and 135 timber fender piling. The proposed reconfiguration would result in an increase in overwater coverage by approximately 8,500 square feet. Upgraded utility lines would be installed under pier or in floats.

Dredge up to 33,000 cubic yards (cy) of sediment from the west wall and new dock10 areas to reach a bottom elevation of +5 ft Mean Lower Low Water (with one foot of overdredge). Up to 24,250 cy of the dredged material is proposed for disposal at the Puget Sound Dredged Disposal Analysis open water disposal site in Elliott Bay. The remaining 8,559 cy will be transported to an upland disposal area.

PURPOSE: To renew the useful life of the moorage facilities and improve layout efficiency.

PUGET SOUND DREDGED DISPOSAL ANALYSIS (PSDDA): Dredged Material Testing: The proposed dredged material has been tested according to the procedures specified in PSDDA, a multi-agency program for the evaluation of dredged material proposed for disposal at open-water sites in Puget Sound. The PSDDA evaluations may include both chemical and biological testing of sediments. For this project, the PSDDA agencies determined that 24,150 cubic yards were suitable for unconfined disposal at the PSDDA nondispersive (or dispersive) open-water disposal site in Elliott Bay. The remaining 8,559 cubic yards were found unsuitable for open-water disposal. After mechanical removal, this material will be loaded onto trucks and transported to an upland disposal area, approved by the Washington State Department of Ecology and the

King County Department of Health. The sediment testing data are available at the U.S. Army Corps of Engineers (Corps), Seattle District, Dredged Material Management Office.

Dredging Plan: A dredging plan, sufficient to adequately separate contaminated material from sediments suitable for open-water disposal will be prepared by the applicant and submitted to the regulatory agencies for review prior to dredging. A pre-dredging conference will be held to review quality control plans and procedures for material separation and disposal positioning.

Disposal Site Use Conditions: The following standard site use conditions will be specified by the Corps and the Washington Department of Natural Resources as part of the Federal/State permitting processes: (1) during the periods of tribal fishing in the disposal site area, disposal will only occur during daylight hours; and (2) during the daylight hours, "navigation rules of the road" will apply to the dredger in the event Tribal fishing is occurring at the disposal site. The dredger's permit will state that disposal is to occur when there is no Tribal fishing occurring at the disposal site. Other appropriate special conditions may be added as a result of comments received during the public review period for this public notice.

ENDANGERED SPECIES: The Endangered Species Act (ESA) requires federal agencies to consult with the National Marine Fisheries Service (NMFS) and/or U.S. Fish and Wildlife Service (USFWS) pursuant to Section 7 of ESA on all actions that may affect a species listed (or proposed for listing) under the ESA as threatened or endangered or any designated critical habitat. The Puget Sound Chinook (*Oncorhynchus tshawytscha*), threatened, Coastal/Puget Sound bull trout (*Salvelinus confluentus*), threatened, bald eagle (*Haliaeetus leucocephalus*) threatened in the state of Washington, occurs in the proposed project area. For Chinook and bull trout, critical habitat has been proposed. After receipt of comments from this public notice, the U.S. Army Corps of Engineers will evaluate the potential impacts to the Chinook, bull trout, and bald eagle.

ESSENTIAL FISH HABITAT: The Magnuson-Stevens Fishery Conservation and Management Act, as amended by the Sustainable Fisheries Act of 1996, requires all Federal agencies to consult with the NMFS on all actions, or proposed actions, permitted, funded, or undertaken by the agency, that may adversely affect Essential Fish Habitat (EFH). The proposed action would impact EFH for Pacific salmon in the project area.

If the U.S. Army Corps of Engineers (Corps) determines that the proposed action may adversely affect EFH for federally managed fisheries in Washington waters, the Corps will initiate EFH consultation with the NMFS. The Corps' final determination relative to project impacts and the need for mitigation measures is subject to review by and coordination with the NMFS.

CULTURAL RESOURCES: The District Engineer has reviewed the latest published version of the National Register of Historic Places, lists of properties determined eligible and other sources of information. There are no recorded historic properties within the permit area. The permit area has been so extensively modified by modern development that little likelihood exists for the proposed project to impinge upon an undisturbed historic property. The District Engineer invites responses to this public notice from Native American Nations or tribal governments; Federal, State, and local agencies; historical and archeological societies; and other parties likely to have knowledge of or concerns with historic properties in the area. This public notice initiates consultation under Section 106 of the National Historic Preservation Act (36 CFR 800.4[a][3]), with any Tribe that has information or concerns with historic properties in the proposed permit area.

PUBLIC HEARING: Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing.

EVALUATION: The decision whether to issue a permit will be based on an evaluation of the probable impacts, including cumulative impacts, of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefits, which reasonably may be expected to accrue from the proposal, must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered, including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and, in general, the needs and welfare of the people.

The U.S. Army Corps of Engineers is soliciting comments from the public; Native American Nations or tribal governments; Federal, State, and local agencies and officials; and other interested parties in order to consider and evaluate the impacts of this activity. Any comments received will be considered by the Corps to determine whether to issue, modify, condition or deny a permit for the work. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the activity.

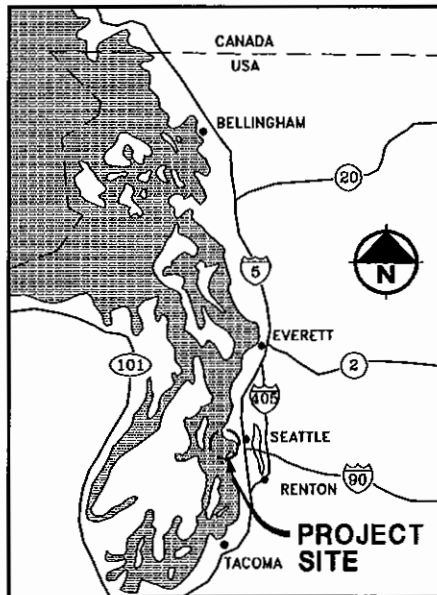
The proposed discharge will be evaluated for compliance with guidelines promulgated by the Environmental Protection Agency under authority of Section 404(b)(1) of the Clean Water Act. These guidelines require an alternatives analysis for any proposed discharge of dredged or fill material into waters of the United States.

ADDITIONAL EVALUATION: The State of Washington is reviewing this work for consistency with the approved Washington Coastal Zone Management Program and for compliance with the applicable State and Federal water quality standards pursuant to Section 401 of the Clean Water Act. This proposal is the subject of Shorelines Substantial Development Permit, which has been issued by the City of Seattle.

COMMENT AND REVIEW PERIOD: Conventional mail or e-mail comments on this public notice will be accepted and made part of the record and will be considered in determining whether it would be in the public interest to authorize this proposal. In order to be accepted, e-mail comments must originate from the author's e-mail account and must include on the subject line of the e-mail message the permit applicant's name and reference number as shown below. All e-mail comments should be sent to Jessica.G.Winkler@usace.army.mil. Conventional mail comments should be sent to the U.S. Army Corps of Engineers, Regulatory Branch, Post Office Box 3755, Seattle, Washington, 98124-3755. Both conventional mail or e-mail comments must include the permit applicant's name and reference number, as shown below, and the commentor's name, address, and phone number. All comments whether conventional mail or e-mail must reach this office, no later than the expiration date of this public notice to ensure consideration. Please include the following name and reference number:

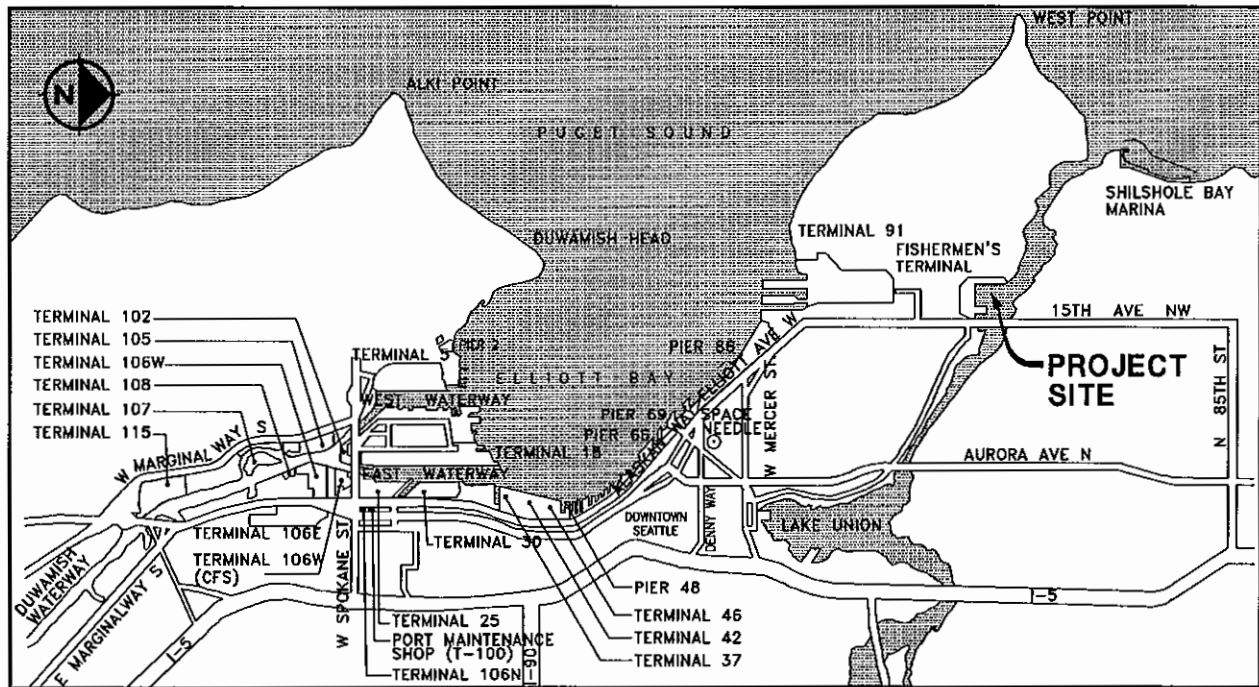
Port of Seattle, 200500421

Encl
Drawings (10)



LOCATION MAP

	EXISTING	PROPOSED
	TIMBER PILES	STEEL, UNTREATED TIMBER, AND PLASTIC PILES
PILING	1,075	425
OVERWATER COVERAGE (FIXED)	64,140 SF	16,340 SF
OVERWATER COVERAGE (FLOATING)	2,745 SF	58,040 SF
OVERWATER COVERAGE (FIXED & FLOATING)	66,885 SF	74,380 SF



VICINITY MAP

SITE ADDRESS

LATITUDE: 47° 31' 00"
LONGITUDE: 122° 15' 29"

NAME: FISHERMEN'S TERMINAL
ADDRESS: 3919 18TH AVE W
 SEATTLE, WA 98119
PHONE: (206) 728-3395

02/07/2005 4:44 pm I:\24\03\020\Permit\Prmt 1.dwg

PURPOSE: RECONFIGURE TERMINAL, REPLACE PIERS, FLOATS, PILES, UTILITIES AND DREDGE TO ASSURE ADEQUATE DEPTH FOR MOORAGE OF OWNERS COMMERCIAL VESSELS.

DATUM: COE 1919

ADJACENT PROPERTY OWNERS:

1. CITY OF SEATTLE
2. BNSF RAILWAY COMPANY

**FISHERMEN'S TERMINAL
DOCKS 5 THROUGH 10
RECONFIGURATION/REPLACEMENT**

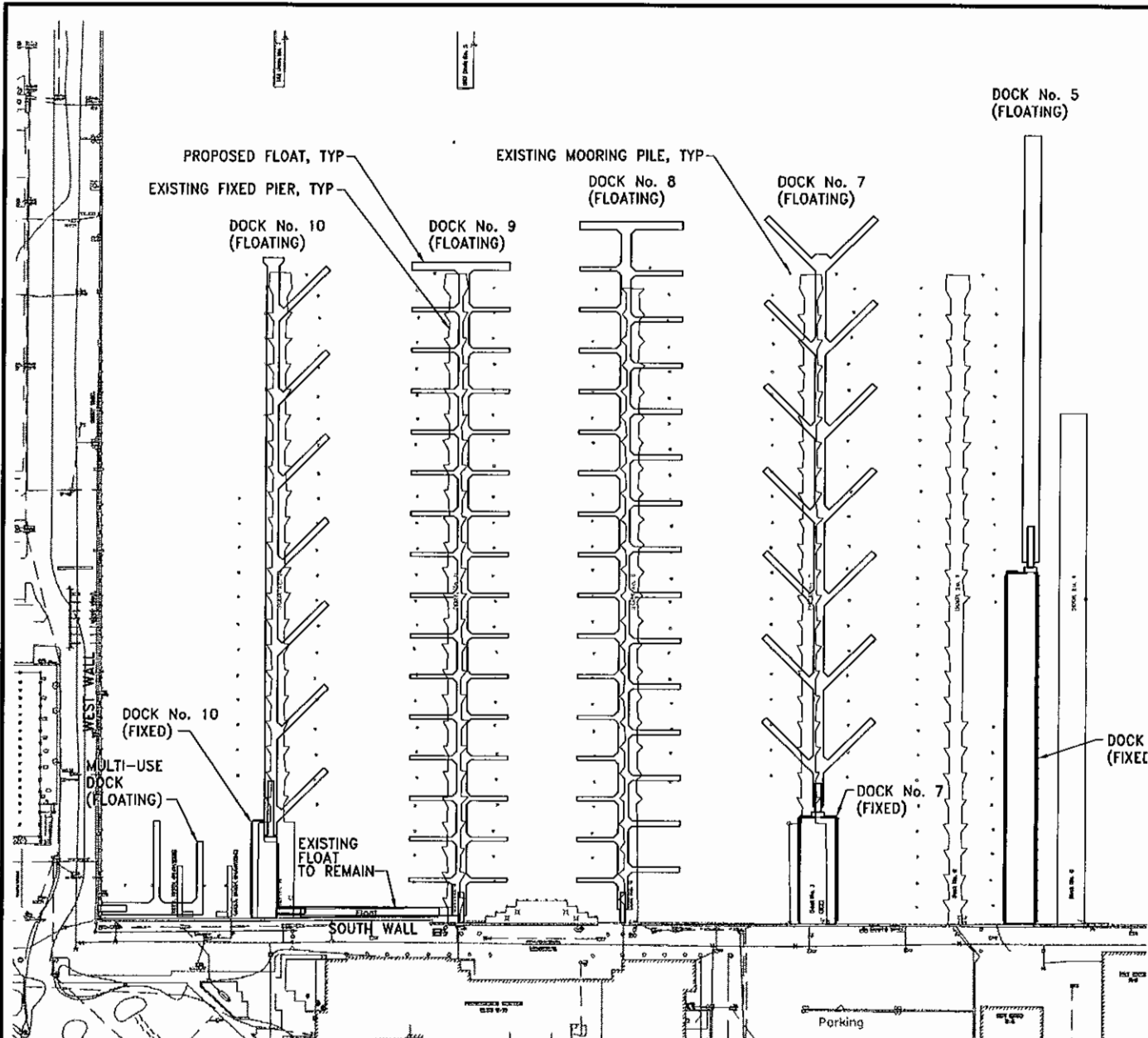
NAME: PORT OF SEATTLE
ADDRESS: P.O. BOX 1209
 SEATTLE, WA 98111

200500421

IN: SEATTLE
AT: FISHERMEN'S TERMINAL
COUNTY OF: KING
APPLICATION BY: PORT OF SEATTLE

SHEET 1 OF 10

DATE: 2/7/05



PLAN

SITE PLAN (EXISTING & PROPOSED)
SCALE: 1"=150'



02/07/2005 4:44 pm I:\24\03\020\Permit\Prmt 2.dwg

PURPOSE: RECONFIGURE TERMINAL, REPLACE PIERS, FLOATS, PILES, UTILITIES AND DREDGE TO ASSURE ADEQUATE DEPTH FOR MOORAGE OF OWNERS COMMERCIAL VESSELS.

DATUM: COE 1919

ADJACENT PROPERTY OWNERS:

1. CITY OF SEATTLE
2. BNSF RAILWAY COMPANY

FISHERMEN'S TERMINAL DOCKS 5 THROUGH 10 RECONFIGURATION/REPLACEMENT

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scale 1"=150' feet

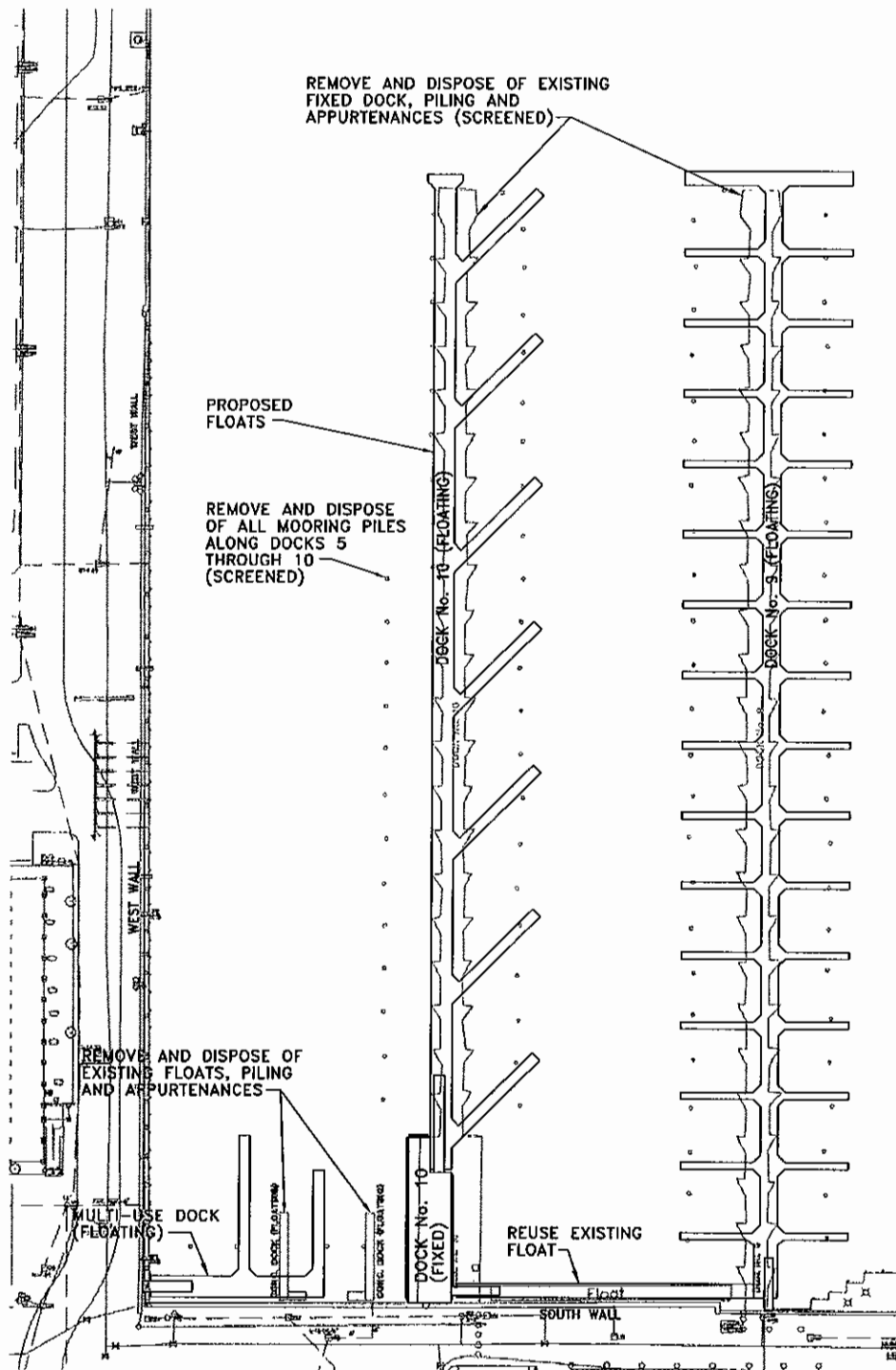
NAME: PORT OF SEATTLE
ADDRESS: P.O. BOX 1209
SEATTLE, WA 98111

200500421

IN: SEATTLE
AT: FISHERMEN'S TERMINAL
COUNTY OF: KING
APPLICATION BY: PORT OF SEATTLE

SHEET 2 OF 10

DATE: 2/7/05



PLAN-DOCKS No. 9, No. 10 & MULTI-USE DOCK

GENERAL VIEW & DEMOLITION (EXISTING & PROPOSED)
SCALE: 1"=100'

MATCHLINE - SEE SHEET 4 OF 10



02/07/2005 4:43 pm I:\24\03\020\Permit\Print 3.dwg

PURPOSE: RECONFIGURE TERMINAL, REPLACE PIERS, FLOATS, PILES, UTILITIES AND DREDGE TO ASSURE ADEQUATE DEPTH FOR MOORAGE OF OWNERS COMMERCIAL VESSELS.

DATUM: COE 1919

ADJACENT PROPERTY OWNERS:

1. CITY OF SEATTLE
2. BNSF RAILWAY COMPANY

FISHERMEN'S TERMINAL DOCKS 5 THROUGH 10 RECONFIGURATION/REPLACEMENT

100 0 100
scale 1"=100' feet

NAME: PORT OF SEATTLE
ADDRESS: P.O. BOX 1209
SEATTLE, WA 98111

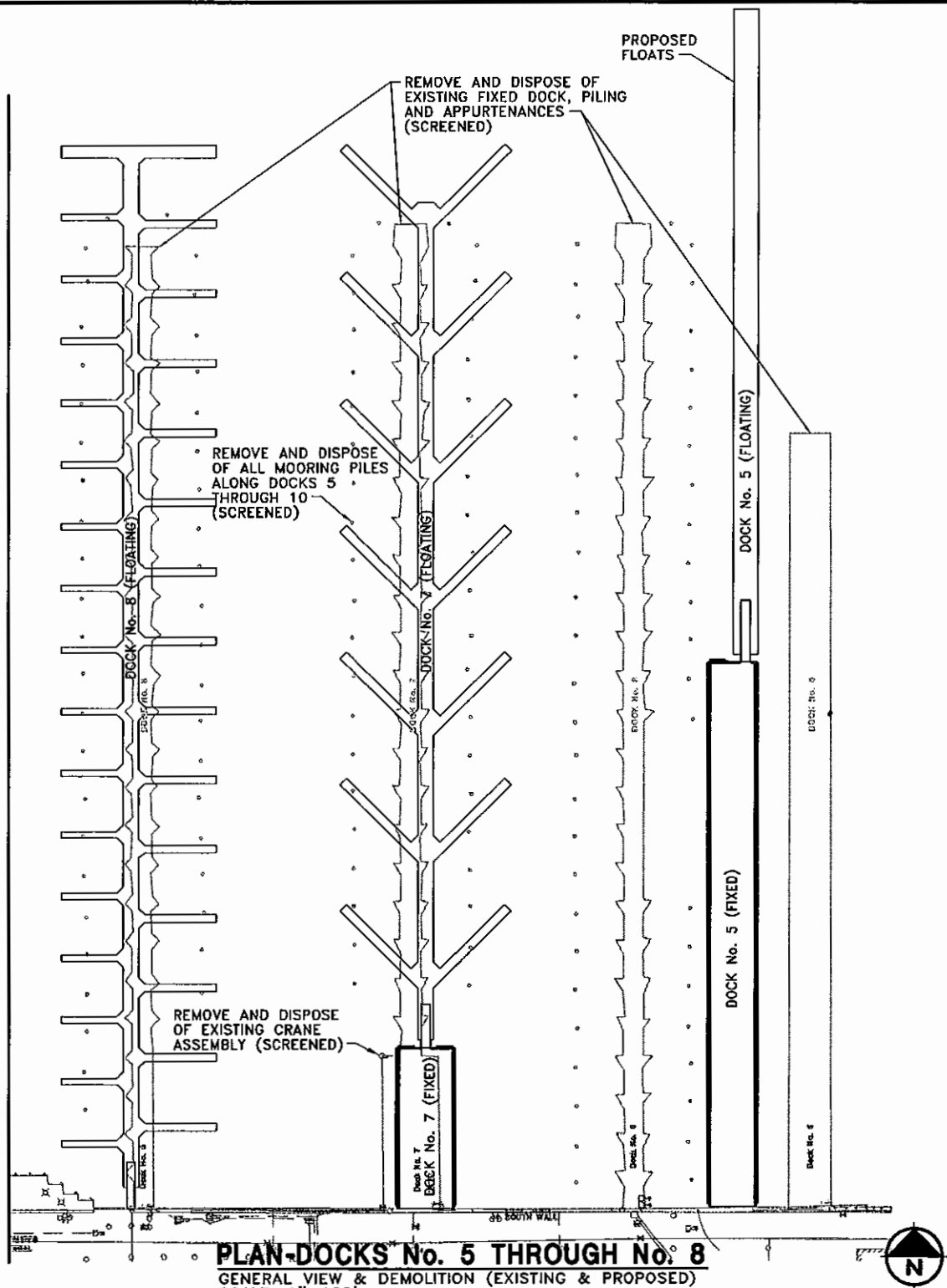
200500421

IN: SEATTLE
AT: FISHERMEN'S TERMINAL
COUNTY OF: KING
APPLICATION BY: PORT OF SEATTLE

SHEET 3 OF 10

DATE: 2/7/05

MATCHLINE - SEE SHEET 3 OF 10



02/07/2005 4:43 pm I:\24\03\020\Permit\Prmt 4.dwg

PURPOSE: RECONFIGURE TERMINAL, REPLACE PIERS, FLOATS, PILES, UTILITIES AND DREDGE TO ASSURE ADEQUATE DEPTH FOR MOORAGE OF OWNERS COMMERCIAL VESSELS.

DATUM: COE 1919

ADJACENT PROPERTY OWNERS:

1. CITY OF SEATTLE
2. BNSF RAILWAY COMPANY

**FISHERMEN'S TERMINAL
DOCKS 5 THROUGH 10
RECONFIGURATION/REPLACEMENT**

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scale 1"=100' feet

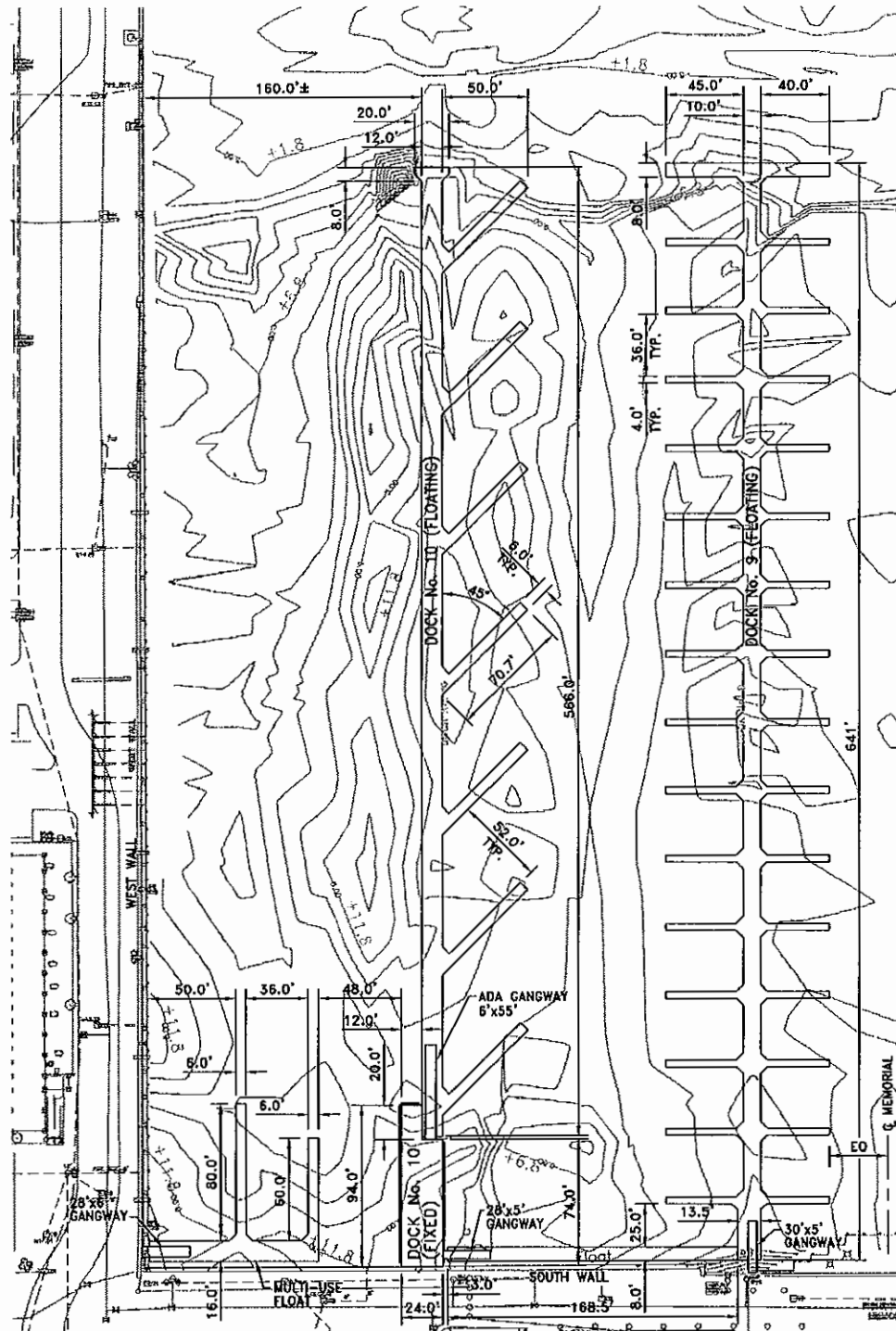
NAME: PORT OF SEATTLE
ADDRESS: P.O. BOX 1209
SEATTLE, WA 98111

200500421

IN: SEATTLE
AT: FISHERMEN'S TERMINAL
COUNTY OF: KING
APPLICATION BY: PORT OF SEATTLE

SHEET 4 OF 10

DATE: 2/7/05



MATCHLINE - SEE SHEET 6 OF 10



PLAN-DOCKS No. 9, No. 10 & MULTI-USE DOCK

PROPOSED SITE PLAN
SCALE: 1"=100'

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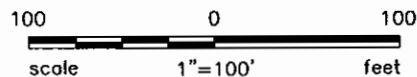
PURPOSE: RECONFIGURE TERMINAL, REPLACE PIERS, FLOATS, PILES, UTILITIES AND DREDGE TO ASSURE ADEQUATE DEPTH FOR MOORAGE OF OWNERS COMMERCIAL VESSELS.

DATUM: COE 1919

ADJACENT PROPERTY OWNERS:

1. CITY OF SEATTLE
2. BNSF RAILWAY COMPANY

FISHERMEN'S TERMINAL DOCKS 5 THROUGH 10 RECONFIGURATION/REPLACEMENT



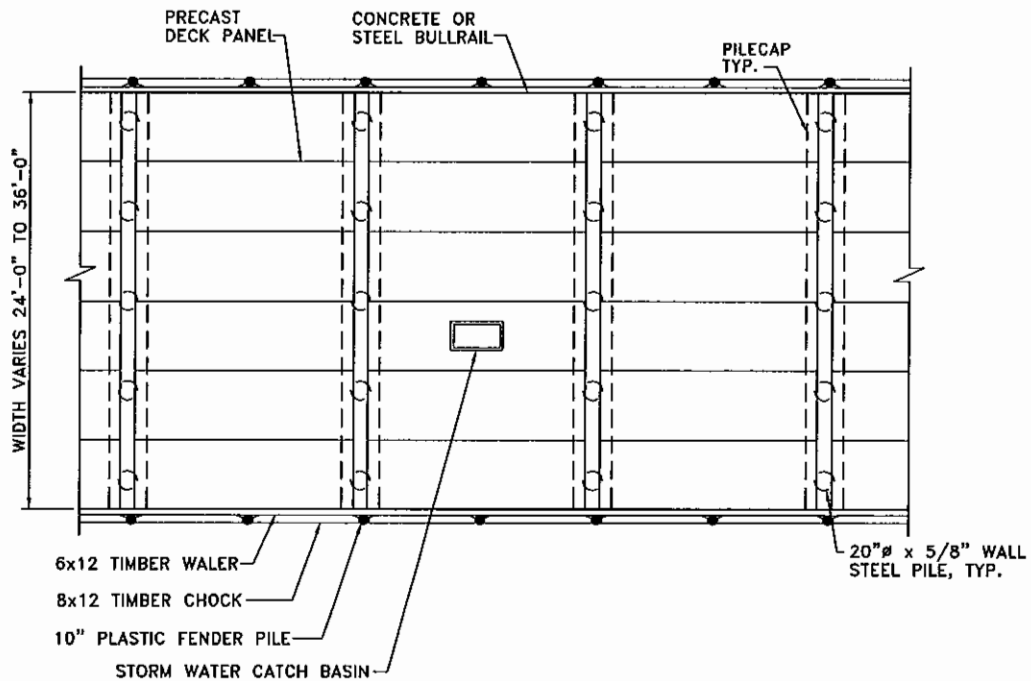
NAME: PORT OF SEATTLE
ADDRESS: P.O. BOX 1209
SEATTLE, WA 98111

200500421

IN: SEATTLE
AT: FISHERMEN'S TERMINAL
COUNTY OF: KING
APPLICATION BY: PORT OF SEATTLE

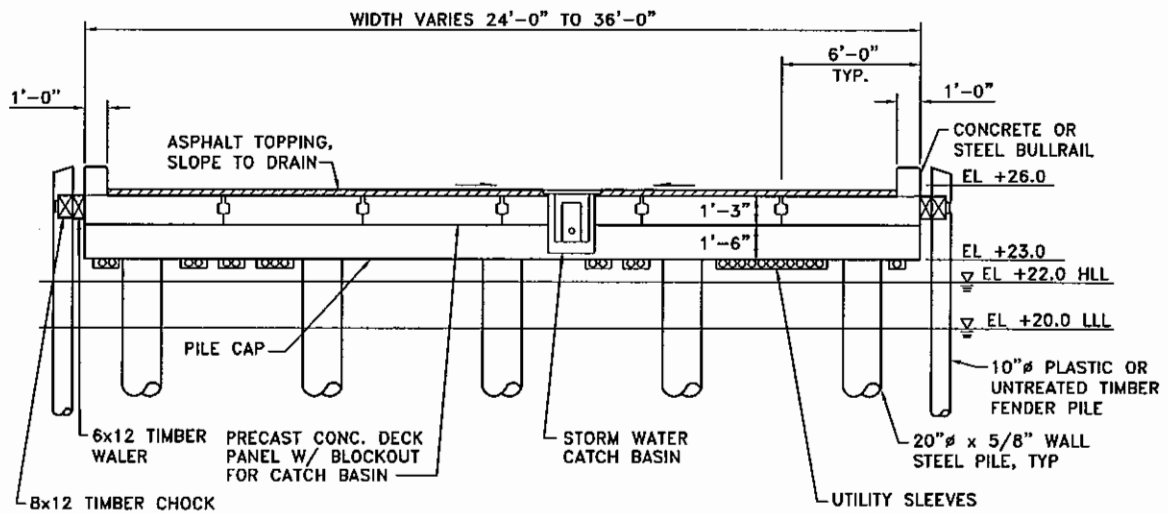
SHEET 5 OF 10

DATE: 2/7/05



PLAN

TYPICAL FIXED PIER
SCALE: 1/16"=1'-0"



SECTION

TYPICAL FIXED PIER
SCALE: 1/8"=1'-0"

02/07/2005 4:41 pm I:\24\03\020\Permit\Prmt 7.dwg

PURPOSE: RECONFIGURE TERMINAL, REPLACE PIERS, FLOATS, PILES, UTILITIES AND DREDGE TO ASSURE ADEQUATE DEPTH FOR MOORAGE OF OWNERS COMMERCIAL VESSELS.

DATUM: COE 1919

ADJACENT PROPERTY OWNERS:

1. CITY OF SEATTLE
2. BNSF RAILWAY COMPANY

FISHERMEN'S TERMINAL DOCKS 5 THROUGH 10 RECONFIGURATION/REPLACEMENT

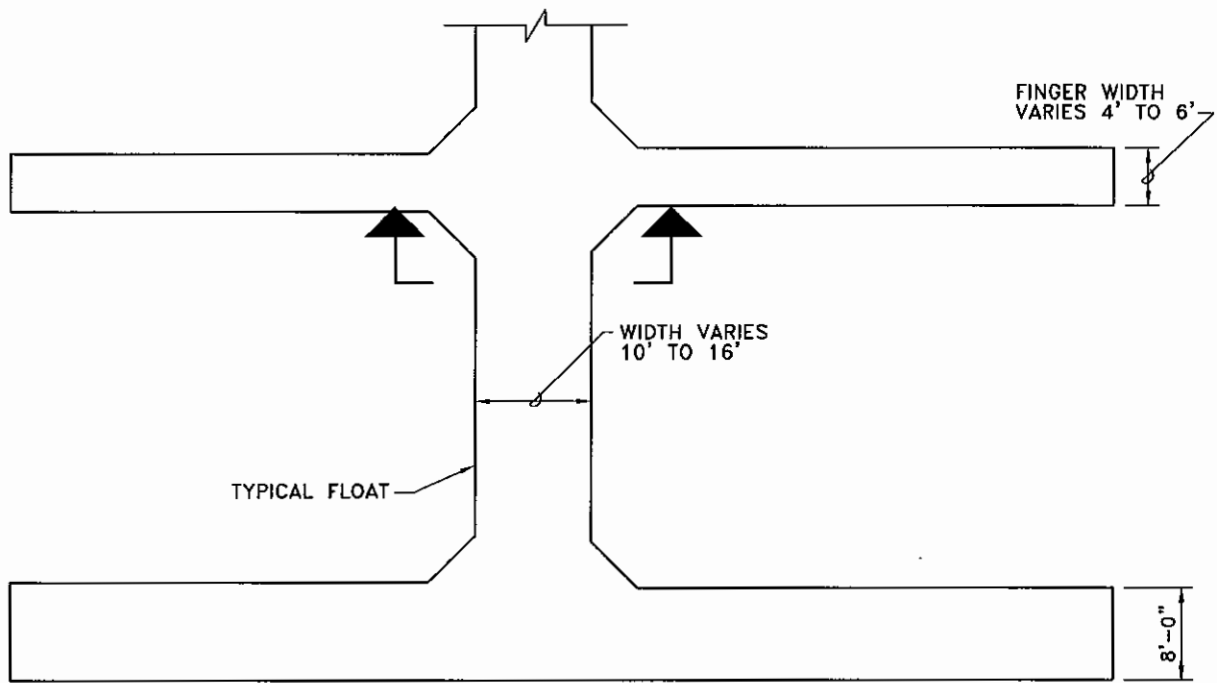
NAME: PORT OF SEATTLE
ADDRESS: P.O. BOX 1209
SEATTLE, WA 98111

200500421

IN: SEATTLE
AT: FISHERMEN'S TERMINAL
COUNTY OF: KING
APPLICATION BY: PORT OF SEATTLE

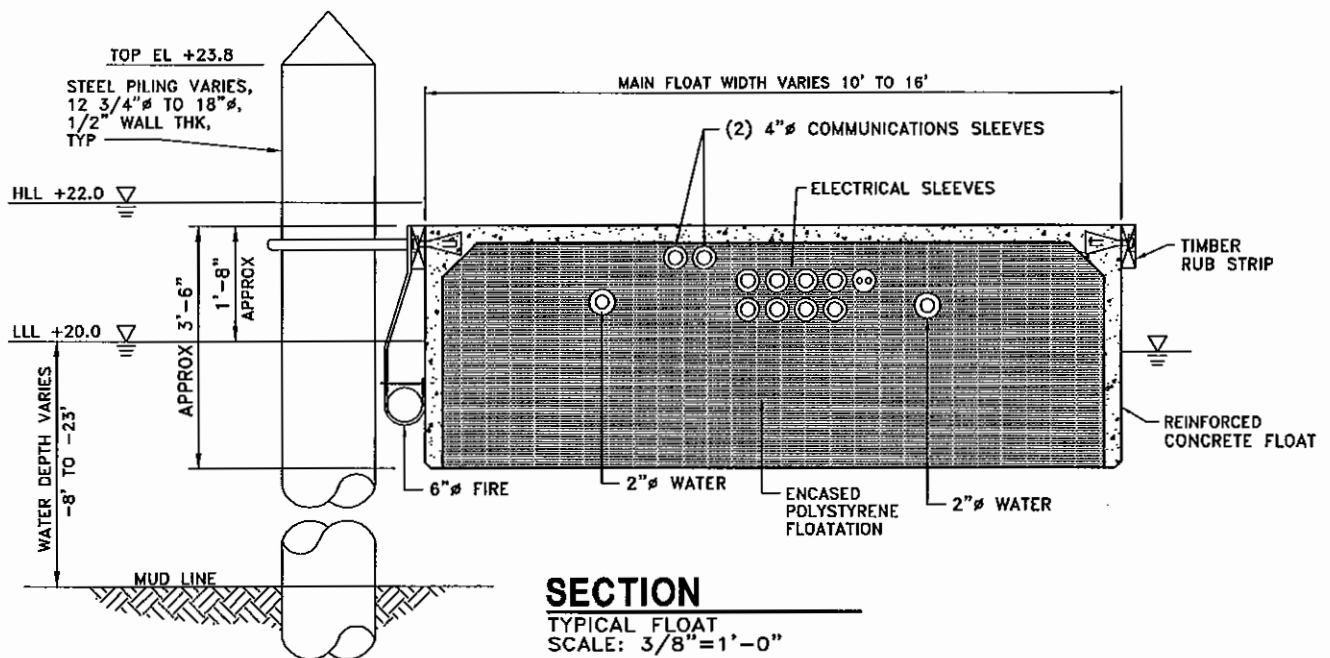
SHEET 7 OF 10

DATE: 2/7/05



PLAN

TYPICAL FLOAT
SCALE: 1/16"=1'-0"



SECTION

TYPICAL FLOAT
SCALE: 3/8"=1'-0"

02/07/2005 4:39 pm I:\24\03\020\Permit\Print 8.dwg

PURPOSE: RECONFIGURE TERMINAL, REPLACE PIERS, FLOATS, PILES, UTILITIES AND DREDGE TO ASSURE ADEQUATE DEPTH FOR MOORAGE OF OWNERS COMMERCIAL VESSELS.

DATUM: COE 1919

ADJACENT PROPERTY OWNERS:

1. CITY OF SEATTLE
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FISHERMEN'S TERMINAL DOCKS 5 THROUGH 10 RECONFIGURATION/REPLACEMENT

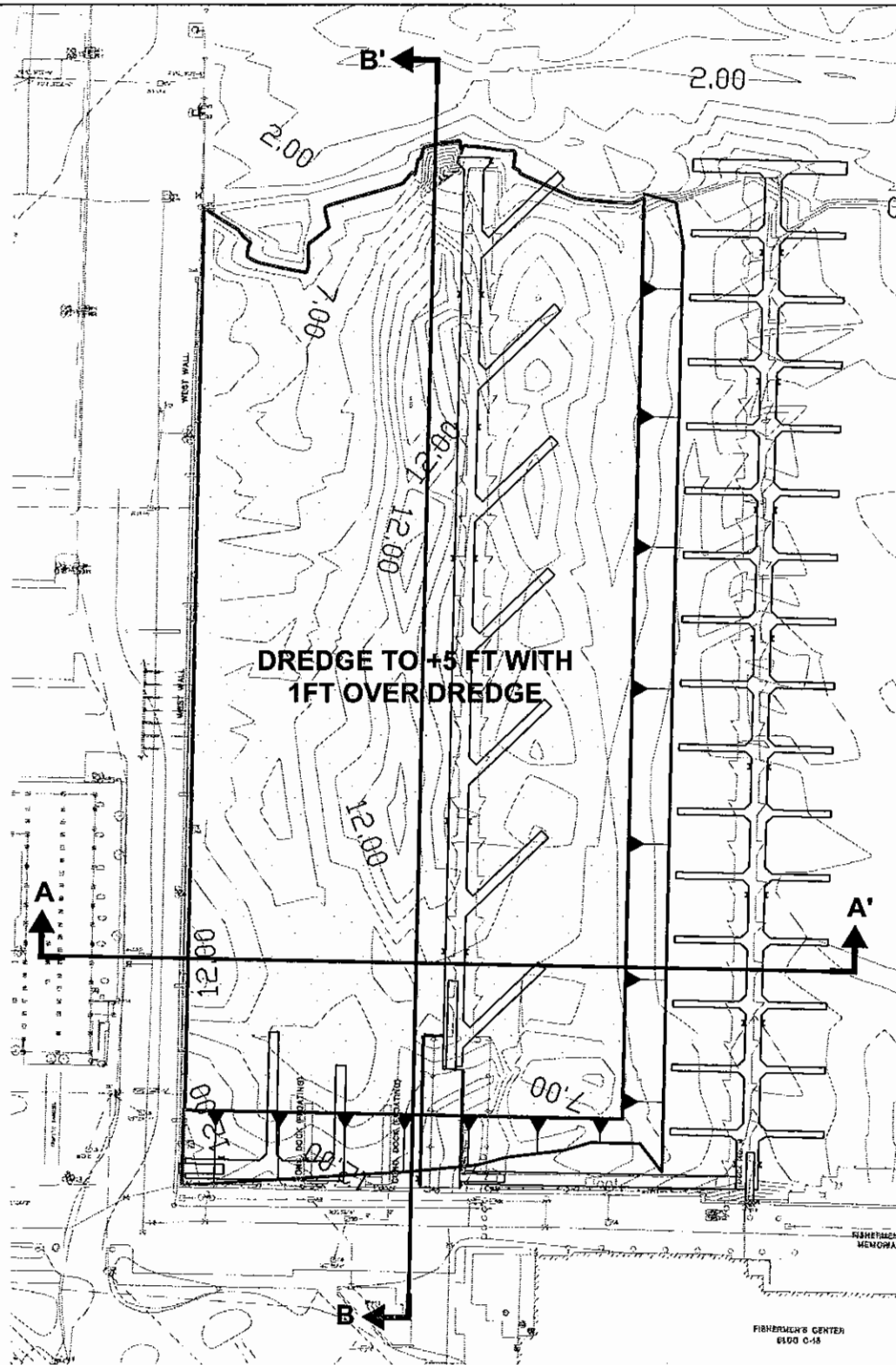
NAME: PORT OF SEATTLE
ADDRESS: P.O. BOX 1209
SEATTLE, WA 98111

200500421

IN: SEATTLE
AT: FISHERMEN'S TERMINAL
COUNTY OF: KING
APPLICATION BY: PORT OF SEATTLE

SHEET 8 OF 10

DATE: 2/7/05



DREDGE PLAN



0 100
Scale in Feet

PURPOSE: RECONFIGURE MARINA,
REPLACE PIERS, FLOATS, PILES,
UTILITIES AND DREDGE TO ASSURE
ADEQUATE DEPTH FOR MOORAGE OF
COMMERCIAL VESSELS.
DATUM: MLLW (COE 1919)
ADJACENT PROPERTY OWNERS:
CITY OF SEATTLE
BNSF RR

FISHERMEN'S TERMINAL DOCKS 5 THROUGH 10
RECONFIGURATION / REPLACEMENT

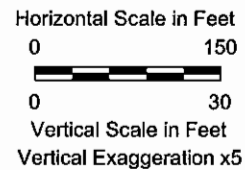
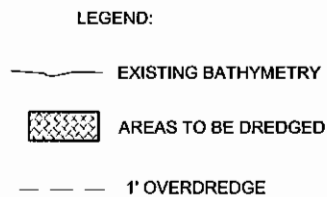
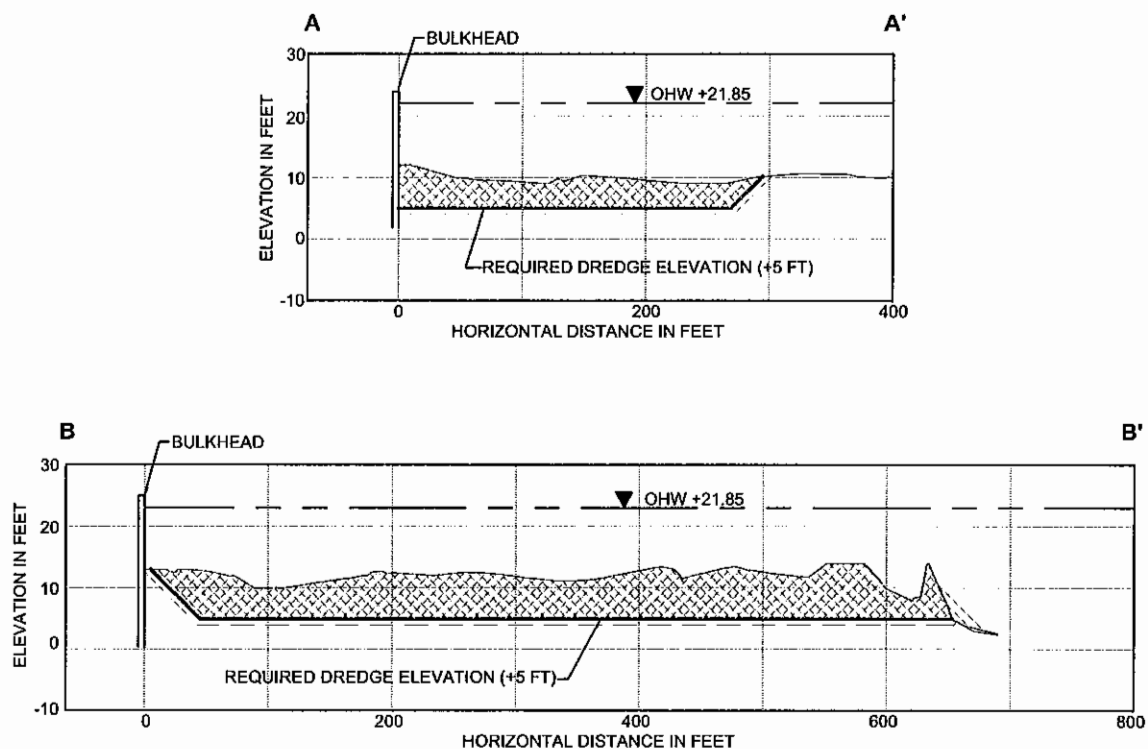
FISHERMEN'S TERMINAL
3919 18TH AVE W
SEATTLE, WA 98119

200500421

IN: SEATTLE
AT: FISHERMEN'S TERMINAL
COUNTY OF: KING STATE: WA

SHEET: 9 of 10

DATE: JANUARY 2005



CROSS SECTIONS

PURPOSE: RECONFIGURE MARINA,
REPLACE PIERS, FLOATS, PILES,
UTILITIES AND DREDGE TO ASSURE
ADEQUATE DEPTH FOR MOORAGE OF
COMMERCIAL VESSELS.
DATUM: MLLW (COE 1919)
ADJACENT PROPERTY OWNERS:
CITY OF SEATTLE
BNSF RR

FISHERMEN'S TERMINAL DOCKS 5 THROUGH 10
RECONFIGURATION / REPLACEMENT

FISHERMEN'S TERMINAL
3919 18TH AVE W
SEATTLE, WA 98119

200500421

IN: SEATTLE
AT: FISHERMEN'S TERMINAL
COUNTY OF: KING STATE: WA

SHEET: 10 OF 10

DATE: JANUARY 2005



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY
P.O. Box 47600 • Olympia, Washington 98504-7600
(360) 407-6000 • TDD Only (Hearing Impaired) (360) 407-6006

STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

Notice of Application for
Water Quality Certification
and for
Certification of Consistency with the
Washington Coastal Zone Management Program

Date: June 23, 2005

Notice is hereby given that a request has been filed with the Department of Ecology, pursuant to the requirements of Section 401 of the federal Clean Water Act of 1977 (PL 95-217), to certify that the project described in the U.S. Army Corps of Engineers Public Notice No. 200500421 will comply with the Sections 301, 302, 303, 306, and 307 of the Act, and with applicable provisions of State and Federal water pollution control laws.

Notice is hereby given that a request has been filed with the Department of Ecology, pursuant to the requirements of Section 307© of the Federal Coastal Zone Management Act of 1972 (16 U.S.C. 1451), to certify that the above referenced project will comply with the Washington State Coastal Zone Management Program and that the project will be conducted in a manner consistent with that program.

Any person desiring to present views on the project pertaining to the project on either or both (1) compliance with water pollution control laws or (2) the project's compliance or consistency with the Washington State Coastal Zone Management Program may do so by providing written comments within 30 days of the above publication date to:

Federal Permit Coordinator
Department of Ecology
SEA Program
Post Office Box 47600
Olympia, Washington 98504-7600